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TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number	10/768,313
Filing Date	January 30, 2004
First Named Inventor	Terry et al.
Art Unit	2616
Examiner Name	Not Yet Known
Attorney Docket Number	I-2-0192.5US

TFW

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	VOLPE AND KOENIG, P.C.		
Signature			
Printed name	Scott Wolinsky		
Date	July 17, 2006	Reg. No.	46,413

CERTIFICATE OF TRANSMISSION/MAILING

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Signature			
Typed or printed name	Scott Wolinsky	Date	July 17, 2006

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the PATENT APPLICATION of:

Terry et al.

Application No.: 10/768,313

Confirmation No.: 6324

Filed: January 30, 2004

For: DYNAMIC CHANNEL QUALITY
MEASUREMENT PROCEDURES FOR
OPTIMIZING DATA TRANSMISSION IN A
WIRELESS DIGITAL COMMUNICATION
SYSTEM

Group: 2618

Examiner: Not Yet Known

Our File: I-2-0192.5US

Date: July 17, 2006

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Further to Applicants' Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicants wish to bring to the Examiner's attention the material cited on the enclosed PTO-1449 form. Newly cited documents are indicated by an asterisk (*). Pursuant to 37 C.F.R. §1.98(a)(2)(ii), copies of the cited U.S. publications and/or patent documents have not been included.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO-1449 form indicating his consideration of the cited materials.

Respectfully submitted,

Terry et al.

By Scott Wolinsky
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SW/akg
Enclosures (1)



FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		ATTY. DOCKET NO. I-2-0192.5US	SERIAL NO. 10/768,313
		APPLICANT Terry et al.	
		FILING DATE January 30, 2004	GROUP 2618

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,375,123	12/1994	Andersson et al.			
		5,428,816	06/1995	Barnett et al.			
		5,701,294	12/1997	Ward et al.			
		5,867,478	02/1999	Baum et al.			
		5,940,439	08/1999	Kleider et al.			
		5,949,790	09/1999	Pehkonen et al.			
		5,960,335	09/1999	Umemoto et al.			
		6,101,179	08/2000	Soliman			
		6,115,406	09/2000	Mesechner			
		6,167,031	12/2000	Olofsson et al.			
		6,208,663	03/2001	Schramm et al.			
		6,301,265	10/2001	Kleider et al.			
		6,307,867	10/2001	Roobol et al.			
		6,298,035	10/2001	Heiskala			
		6,330,288	12/2001	Budka et al.			
		6,347,071	02/2002	Cupo et al.			
		6,373,877	04/2002	Mesecher			
		6,374,118 B1	04/2002	Toskala et al.			
		6,381,231	04/2002	Silventoinen et al.			
		6,381,445	04/2002	Ue et al.			
		6,414,946 B1	07/2002	Satou et al.			
		6,545,997	04/2003	Bohnke et al.			
		6,567,665 B1	05/2003	Kissee			
		6,584,092	06/2003	Sudo			

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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		APPLICANT Terry et al.	
		FILING DATE January 30, 2004	GROUP 2618

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,603,797 B1	08/2003	Zeira et al.			
		6,631,123 B1	10/2003	Jiang et al.			
		6,707,808 B1	09/2000	Vedrine			
		6,700,881	03/2004	Kong et al.			
		6,721,569 B1	04/2004	Hashem et al.			
*		6,791,960	09/2004	Song			
		6,810,236	10/2004	Terry et al.			
*		6,850,540	02/2005	Peisa et al.			
		6,909,901	06/2005	Terry et al.			
		6,928,065	08/2005	Logalbo et al.			
*		6,958,989	10/2005	Dick et al.			
*		6,963,540	11/2005	Choi et al.			
*		6,987,746	01/2006	Song			
*		7,035,234	04/2006	Toskala et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		1 024 622 A2	08/2000	EP				
		00/72496 A1	11/2000	WO				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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